#### **REMARKS**

This paper responds to the Advisory Action mailed on May 15, 2006 and to the Final Office Action of January 25, 2006.

Claims 64 is amended. Claims 60, 61, and 88-90 are canceled without disclaimer or prejudice. As a result, claims 62, 64-82, and 84-87 are now pending in this application.

# In the Specification

The specification has been amended to update the priority data to include the issued patent number of parent Application No. 09/499,726.

## Reservation of the Right to Swear Behind References

Applicant maintains the right to swear behind any references which are cited in a rejection under 35 U.S.C. §§102(a), 102(e), 103/102(a), and 103/102(e). Statements distinguishing the claimed subject matter over the cited references are not to be interpreted as admissions that the references are prior art.

## §102 Rejection of the Claims

Claims 60, 61 and 88-90 were rejected under 35 U.S.C. § 102(e) for anticipation by Park et al. (U.S. 6,171,941).

Applicant does not admit that claims 60, 61 and 88-90 are anticipated by Park et al. However, to expedite prosecution, Applicant cancels claims 60, 61 and 88-90 without disclaimer or prejudice.

#### Allowable Subject Matter

Claims 62, 66-82 and 84-87 were allowed.

Applicant acknowledges the allowance of claims 62, 66-82 and 84-87.

Claims 64 and 65 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Claim 64 is rewritten in independent form. The rewriting does not alter the scope of claim 64. Therefore, claim 64 and its dependent claim 65 are now in condition for allowance.

Serial Number: 10/615,891 Filing Date: July 8, 2003

Title: STRUCTURES AND METHODS FOR IMPROVED CAPACITOR CELLS IN INTEGRATED CIRCUITS

## **CONCLUSION**

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612) 373-6969 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

VISHNU K. AGARWAL

By his Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938

Minneapolis, MN 55402

(612) 373-6969

Date 22 May 2006

Viet V. To

Reg. No. 45,416

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 23 day of April, 2006.

Name // STE GALLON

Signature